

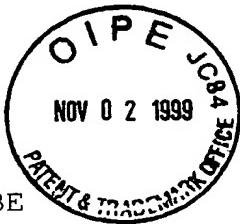
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: GERD BRANDTHORST ET AL.

Serial No.: 09/368,505

Filed: AUGUST 5, 1999

Title: DEVICE FOR EMPTYING A FILM TUBE



RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

**Box MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Attached hereto please find:

1. The Notice to File Missing Parts of Application.
2. Reissue Supplement to Notice to File Missing Parts.
3. Reissue Application Declaration by the Inventor.
4. Reissue Application by the Inventor, Offer to Surrender Patent.
5. Original Letters Patent.
6. Consent of Assignee with attached Notarization and Translation.
7. A check in the amount of \$1,682.00 in payment of the basic filing fee of \$760.00, including the surcharge for late submission of the Declaration for \$130.00, \$792.00 for extra claims fee.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #1860/48111RE).

Respectfully submitted,

November 2, 1999

Donald D. Evenson  
Registration No. 26,160

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**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
09/368,505	08/05/99	BRANDHORST	G 1860/4811
		0242/0920	
EVENSON MCKEOWN EDWARDS & LENAHAN P L L C SUITE 700 1200 G STREET, N W WASHINGTON DC 20005-3814			NOT ASSIGNED
		1742	
		<b>DATE MAILED:</b>	09/20/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION**

*Filing Date Granted*

**An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1:136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27 or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.**

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
 small entity (statement filed)  non-small entity is \$ 160.

1. The statutory basic filing fee is:

  - missing.
  - insufficient.

Applicant must submit \$ 760 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. The following additional claims fees are due:

324 \$ 354 for 18 total claims over 20.

468 \$ 546 for 7 independent claims over 3.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

  - is missing or unsigned.
  - does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

*An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.*

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application was filed in a language other than English.  
*Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k),  
any previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).*

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts." 01-FC-009 78-00 CH

**A copy of this notice MUST be returned with the reply.**

~~Customer Service Center  
Initial Patent Examination Division (703) 308-1202~~

RETIRED CASE



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20591 P.F.

**Application Number:**

**Application to Paper Number:**

A circular black ink stamp. The outer ring contains the text "U.S. PATENT AND TRADEMARK OFFICE" at the top and "WASHINGTON, D.C." at the bottom. The inner circle contains the date "NOV 8 2 1999" in the center, surrounded by the letters "OPIE" at the top and "JCB4" at the bottom.

09/368,505 08/05/99 BRANDHORST

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0242/0920

NOT ASSIGNED

EVENSON · MCKEOWN · EDWARDS

LENAHAN ET AL.

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Issue Supplement is

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**REISSUE SUPPLEMENT TO NOTICE TO FILE MISSING**

#### **PARTS OF APPLICATION**

1742

09/20/99

This BeLSSue Supplement is an attachment to:

- "Notice to File Missing Parts of Application" Filing Date Granted (PTO-1533)

"Notice to File Missing Parts of Application" No Filing Date Granted (PTO-1532)

The item(s) indicated below as missing must be filed within the period for reply to the attached Notice to File Missing Parts of Application to avoid abandonment.

The following items are required to complete the reissue application:

- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

**Customer Service Center** 151059 011000 000000.5 051323 09368505  
**Initial Patent Examination Division (703) 308-1202**

Adjustment date: 11/19/1999 DTHOMAS  
11/04/1999-0591E 00000008 09368505 ha no